

13 DEC. 2005

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Declaration Of Mr. Oliviero Dolci

Attorney Docket No.: SAIC 20.557 (100788-00064)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Oliviero DOLCI
Confirmation No.: 2966
Serial No.: 10/642,999
Filed: August 14, 2003
Title: BOOK
Examiner: Monica Smith Carter
Group Art Unit: 3722

CERTIFICATION OF FACSIMILE TRANSMISSION
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF MR. OLIVIERO DOLCI

S I R:

I, Oliviero Dolci, Applicant of the referenced application, being able to read, write, and understand the English language, declare as follows:

1. I am the sole inventor of the present application, U.S. Serial No. 10/642,999.
2. I am co-inventor of European Patent 1,057,508 ('508 patent), which is cited as reference against the present application.
3. In the Office Action mailed on August 29, 2005, it was asserted item 4 that the '508 patent discloses a book comprising a plurality of book sections, each section comprising at least one page of a first plurality of pages having a first page type and at least one page of a second plurality of pages having a second page type. The Examiner has cited in support thereof col. 1, lines 12-28. The first page of the description of the '508 patent including the cited section is reproduced below.

SAIC 20.557 (100788-00064) OO Declaration to accompany Response to OA of 08/29/05 34092428_1_100788_00064

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EP 1 057 508 A1

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Description

[0001] The present invention relates to a book. In particular, it relates to a book, booklet or volume intended to be used by children both for reading or looking over the graphic images therein shown and for playing with it.

[0002] It is known that books or booklets generally available on the market intended for use by children have pages of such a structure and construction that a good readability is ensured as well as an easy handling and conveniently to leaf through the book itself.

[0003] Typically, these types of books consist of pages or sheets of paperboard, with some plastic windows or other similar materials so as to give each page a relatively high rigidity and stiffness that will ensure a perfect flatness of the pages themselves, great strength of the whole booklet and easy accessibility for a child to the different pages forming the book itself.

[0004] On the other hand, strength, easy handling and ready accessibility to the individual pages of the book cannot be achieved with materials known to the art.

[0005] In order to improve the individual aspect of the given book by making it less, as previously possible, the shape of a leaf, the current Applicant has in the past developed a product consisting of a plurality of interconnected pages, where it is provided that each page should have two well structured in part connected to the shape of the underlying page and present itself, also on the interconnected overlapping page.


[0006] In other words, the same Applicant has in the past put on the market and protected by patent (US Patent Application No. 08/665,520), a book comprising a bottom page or sheet which also has one or more openings on top of which a plurality of subsequent pages of increasingly smaller dimensions are placed consecutively placed.

[0007] By virtue of the structure of each of the pages, the present book ensures that an important structural element appears also due to the particular conformity of the graphic image represented on the book sections in light of the fact that the book is made of a material which is not rigid.

4. The '508 patent describes a book that includes two series of pages, which differ from each other only by the size and contour, but not as regards the material from which these pages are made. At the time of the invention of the '508 patent, my co-inventor nor I had conceived of a book comprising a plurality of book sections, each section comprising at least one page of a plurality of pages and at least one page of a second plurality of pages. Thus, most respectfully, the section cited in support of anticipation of the present invention does not conform to the Examiner's interpretation.
5. Specifically, as can be clearly understood from the specification and drawings of the '508 patent, a book according to the invention of the '508 patent has a number of pages from a decreasing size from the middle section to the rear cover of decreasing size.
6. In support thereof, the Examiner is respectfully directed to note that the pages are all indicated by the same reference numeral 2. A second page type would be indicated by a different numeral.
7. The present invention is directed to incorporating different types of pages to create a more interesting visual effect and experience for the user. Each section of the book has two types of pages. The two types of pages are different either by material or by thickness of page. This permits one type of page to be used to convey drawings or other material for a younger user and the other type of page to be used to convey written information for an older user.
8. I respectfully request passage of the case to allowance.

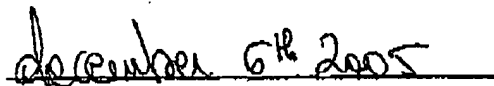
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9. I declare that all statements made herein are of my own knowledge and are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.


Signature

Oliviero DOLCI

Printed Name


Date